

**UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS**

MASSACHUSETTS MUTUAL LIFE  
INSURANCE COMPANY,

Plaintiff,

v.

MERRILL LYNCH, PIERCE, FENNER &  
SMITH, INC.; DEUTSCHE BANK  
SECURITIES INC.; GOLDMAN, SACHS &  
CO., INC.; J.P. MORGAN SECURITIES LLC;  
AND RBS SECURITIES, INC.,

Defendants.

No. 11-cv-30285-MAP-RBC

**JOINT MOTION FOR APPROVAL OF STIPULATION AND [PROPOSED] ORDER  
MODIFYING THE JUNE 27, 2012 SCHEDULING ORDER**

This matter comes before the Court by Stipulation of Plaintiff Massachusetts Mutual Life Insurance Company (“MassMutual”) and Defendants in the above-captioned action (collectively, “Defendants”) seeking an Order modifying the June 27, 2012 Scheduling Order. MassMutual and Defendants agree that additional time is required for discovery for reasons beyond the parties’ control, including complexities arising from the bankruptcy of the sponsor and depositors of the securitizations at issue, the fact that final collateral files relating to the loans in the securitizations were not produced until January 18, 2013, ongoing non-party discovery, and the fact that motions to compel remain pending, as well as to permit continued party document discovery.

IT IS HEREBY STIPULATED AND AGREED by and between MassMutual and Defendants, through their undersigned counsel, subject to the approval of the Court, that the remaining dates in the June 27, 2012 Scheduling Order (Dkt. No. 60) will be modified as follows:

1. A joint proposal for deposition discovery will be filed by May 3, 2013.
2. Document discovery will be substantially completed by June 28, 2013.
3. Non-expert depositions will be completed by December 27, 2013.
4. Plaintiff's affirmative expert reports will be due by January 31, 2014.
5. Defendants' expert reports will be due by May 16, 2014.
6. Plaintiff's rebuttal expert reports will be due by June 27, 2014.
7. Expert discovery will be completed and all discovery will close by August 29, 2014.
8. Motions for summary judgment will be filed by October 24, 2014 and opposed by November 21, 2014. Reply briefs, if necessary, may be filed by December 19, 2014.

IT IS SO ORDERED.

Dated: \_\_\_\_\_, 2013

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Michael A. Ponsor  
United States District Judge

Dated: January 31, 2013

Respectfully Submitted,

MASSACHUSETTS MUTUAL LIFE INSURANCE  
COMPANY

By: /s/ Edward J. McDonough Jr.

Edward J. McDonough Jr. (BBO 331590)

Stephen E. Spelman (BBO 632089)

Egan, Flanagan and Cohen, P.C.

67 Market Street, P.O. Box 9035

Springfield, Massachusetts 01102

Telephone: (413) 737-0260

Fax: (413) 737-0121

ejm@efclaw.com; ses@efclaw.com

Of counsel:

QUINN EMANUEL URQUHART &  
SULLIVAN, LLP

Philippe Z. Selendy (admitted *pro hac vice*)

Jennifer J. Barrett (admitted *pro hac vice*)

51 Madison Avenue, 22<sup>nd</sup> Floor

New York, NY 10010

(212) 849-7000

Fax (212) 849-7100

A. William Urquhart (admitted *pro hac vice*)

Harry A. Olivar, Jr. (admitted *pro hac vice*)

Molly Stephens (admitted *pro hac vice*)

865 South Figueroa Street, 10<sup>th</sup> Floor

Los Angeles, CA 90017

(213) 443-3000

Fax (213) 443-3100

By /s/ Jeffrey L. McCormick

Jeffrey L. McCormick (BBO #329740)

ROBINSON DONOVAN, P.C.

1500 Main Street, Suite 1600

Springfield, Massachusetts 01115

Telephone: (413) 732-2301

Fax: (413) 785-4658

[jmccormick@robinsondonovan.com](mailto:jmccormick@robinsondonovan.com)

Of Counsel:

Robert H. Baron (admitted *pro hac vice*)

Karin A. DeMasi (admitted *pro hac vice*)

J. Wesley Earnhardt (admitted *pro hac vice*)

CRAVATH, SWAINE & MOORE LLP

825 Eighth Avenue

New York, NY 10019

Telephone: (212) 474-1000

Fax: (212) 474-3700

[rbaron@cravath.com](mailto:rbaron@cravath.com)

[kdemasi@cravath.com](mailto:kdemasi@cravath.com)

[wearnhardt@cravath.com](mailto:wearnhardt@cravath.com)

*Counsel for Defendant J.P. Morgan Securities  
LLC*

By /s/ Jeffrey B. Rudman

Jeffrey B. Rudman (BBO #433380)

Andrea J. Robinson (BBO #556337)

Christopher B. Zimmerman (BBO #653854)

WILMER CUTLER PICKERING HALE AND  
DORR LLP

60 State Street

Boston, MA 02109

Phone (617) 526-6000

Fax (617) 526-5000

[jeffrey.rudman@wilmerhale.com](mailto:jeffrey.rudman@wilmerhale.com)

[andrea.robinson@wilmerhale.com](mailto:andrea.robinson@wilmerhale.com)

[christoper.zimmerman@wilmerhale.com](mailto:christoper.zimmerman@wilmerhale.com)

*Counsel for Defendant Merrill Lynch, Pierce,  
Fenner & Smith Inc.*

By /s/ *Kathy B. Weinman*

Kathy B. Weinman (BBO #541993)  
Azure Abuirmeileh (BBO #670325)  
COLLORA LLP  
100 High Street, 20th Floor  
Boston, Massachusetts 02110  
Telephone: (617) 371-1000  
Fax: (617) 371-1037  
kweinman@collorallp.com  
aabuirmeileh@collorallp.com

Of Counsel:

Thomas C. Rice (admitted *pro hac vice*)  
David J. Woll (admitted *pro hac vice*)  
Alan Turner (admitted *pro hac vice*)  
SIMPSON THACHER & BARTLETT LLP  
425 Lexington Avenue  
New York, New York 10017  
Telephone: (212) 455-2000  
Fax: (212) 455-2502  
trice@stblaw.com  
dwoll@stblaw.com  
aturner@stblaw.com

*Counsel for Defendants Deutsche Bank Securities  
Inc. and RBS Securities Inc.*

By /s/ Mark A. Berthiaume

Mark A. Berthiaume (BBO #041715)  
GREENBERG TRAURIG, LLP  
One International Place  
Boston, Massachusetts 02110  
Telephone: (617) 310-6007  
Fax: (617) 310-6001  
berthiaumem@gtlaw.com

Of Counsel:

Richard H. Klapper (admitted *pro hac vice*)  
David M.J. Rein (admitted *pro hac vice*)  
SULLIVAN & CROMWELL LLP  
125 Broad Street  
New York, NY 10004-2498  
Telephone: (212) 558-4000  
Fax: (212) 558-3588  
klapperr@sullcrom.com  
reind@sullcrom.com

*Counsel for Defendant Goldman, Sachs & Co.*

**CERTIFICATE OF SERVICE**

I hereby certify that this document, filed through the ECF system will be sent electronically to the registered participants as identified on the Notice of Electronic Filing (NEF) and paper copies will be sent to those indicated as non-registered participants on this 31th day of January, 2013.

*/s/ Edward J. McDonough Jr.*

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Edward J. McDonough Jr., Esq.